

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/775,344
Filed: January 31, 2001
Conf. No.: 7208
Inventor(s):
McDevitt et al.

Title: SYSTEM AND METHOD
FOR THE ANALYSIS OF
BODILY FLUIDS

§ Examiner: Leon Yun Bon Lum
§ Art Unit: 1641
§ Atty. Dkt. No: 5936-00525
§
§
§
§
§
§
§
§
§
§
§

<p>CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8</p> <p>DATE OF DEPOSIT: JAN 10, 2005</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to:</p> <p>Alexandria, VA Washington, DC 20231</p> <p><i>Jackie L. Pitre</i> Jackie L. Pitre</p>


**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
OVER A PATENT APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. The Board of Regents, The University of Texas is the owner of all rights in the captioned application.
2. As sole owner in the captioned application, The Board of Regents, The University of Texas hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent Application Nos. 09/287,248; 09/616,731; 09/775,342; 09/775,342; 09/427,744 and U.S. Patent Nos. 6,602,702; 6,680,206 and 6,713,298.

3. The Board of Regents, The University of Texas hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.
4. In making the above disclaimer, The Board of Regents, The University of Texas does not disclaim the terminal part of any patent granted on the captioned patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of U.S. Patent Application Nos. 09/287,248; 09/616,731; 09/775,342; 09/775,342; 09/427,744 and U.S. Patent Nos. 6,602,702; 6,680,206 and 6,713,298, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.
5. The Board of Regents, The University of Texas certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above.
6. The Terminal Disclaimer fee under 37 CFR 1.20(d) is included.

Inventor: McDevitt et al.
Appl. Ser. No.: 09/775,344
Atty. Dkt. No.: 5936-00525

By: _____

Mark R. DeLuca
Reg. No. 44,649
Patent Agent of Record

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.
P.O. BOX 398
AUSTIN, TX 78767-0398
(512) 853-8800 (voice)
(512) 853-8801 (facsimile)

Date: 1/10/05